### IN THE UNITED STATES DISTRICT COURT FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA CHARLESTON DIVISION

IN RE: ETHICON, INC., PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION

Master File No. 2:12-MD-02327 MDL No. 2327

THIS DOCUMENT RELATES TO THE CASES ON THE EXHIBITS ATTACHED HERETO JOSEPH R. GOODWIN U.S. DISTRICT JUDGE

#### JOINT MOTION TO DISMISS WITHOUT PREJUDICE

Plaintiffs, whose cases are listed on the attached Exhibits A - J, and Defendants, Johnson & Johnson, Ethicon, Inc. and/or Ethicon LLC (collectively, the "Ethicon Defendants"), jointly move to dismiss without prejudice all claims against the Ethicon Defendants, pursuant to Fed. R. Civ. P. 41(a)(2). No other defendants remain. Therefore, the Ethicon Defendants respectfully request the Court close this case and strike it from the docket. Each party shall bear her or its own costs.

Respectfully submitted,

/s/ Mathew Coveney
Mathew Coveney
Coveney Law
1075 Main Street
3rd Floor
Waltham, MA 02451
(508) 449-4228
mcoveney@unitedlawteam.com

/s/ Matthew R. McCarley Matthew R. McCarley Fears Nachawati 5473 Blair Road Dallas, TX 75231 (214) 890-0711 /s/ William M. Gage
William M. Gage (MS Bar #8691)
Butler Snow LLP
1020 Highland Colony Parkway
Suite 1400 (39157)
P.O. Box 6010
Ridgeland, MS 39158-6010
(601) 985-4561
william.gage@butlersnow.com

/s/ Susan M. Robinson\_\_\_\_\_ Susan M. Robinson (W. Va. Bar #5169) Thomas Combs & Spann PLLC 300 Summers Street Suite 1380 (25301)

### mccarley@fnlawfirm.com

### /s/ Andrew Callahan

Andrew Callahan Flint Law Firm P. O. Box 189 Edwardsville, IL 62034 (618) 288-4777 iflint@flintlaw.com

#### /s/ Lisa Ann Gorshe

Lisa Ann Gorshe Johnson Becker 33 South Sixth Street Suite 4530 Minneapolis, MN 55402 (612) 436-1800 lgorshe@johnsonbecker.com

#### /s/ Curtis Brooks Cutter

Curtis Brooks Cutter Kershaw Cutter & Ratinoff 401 Watt Avenue Sacramento, CA 95864 (916) 290-9400 bcutter@kcrlegal.com

#### /s/ Yvonne M. Flaherty

Yvonne M. Flaherty Lockridge Grindal Nauen 100 Washington Avenue South Suite 2200 Minneapolis, MN 55401 (612) 339-6900 ymflaherty@locklaw.com

### /s/ Alyson Oliver

Alyson Oliver Oliver Law Group 950 West University Drive Suite 200 Rochester, MI 48307 (248) 327-6556 aoliver@oliverlg.com P.O. Box 3824 Charleston, WV 24338 (304) 414-1800 srobinson@tcspllc.com Counsel for the Ethicon Defendants

### /s/ Amy Collignon Gunn

Amy Collignon Gunn The Simon Law Firm 800 Market Street Suite 1700 St. Louis, MO 63101 (314) 241-2929 agunn@simonlawpc.com

#### /s/ Erin M. Wood

Erin M. Wood Waters & Kraus 3141 Hood Street Suite 700 Dallas, TX 75219 (214) 357-6244 ewood@waterskraus.com

### /s/ Edward A. Wallace

Edward A. Wallace Wexler Wallace 55 West Monroe Street Suite 3300 Chicago, IL 60603 (312) 346-2222 eaw@wexlerwallace.com

Counsel for Plaintiffs

#### **CERTIFICATE OF SERVICE**

I certify that on this date I electronically filed this document with the clerk of the court using the CM/ECF system, which will send notification of this filing to CM/ECF participants registered to receive service in this MDL.

/s/ William M. Gage

# EXHIBIT A (Coveney Law)

Civil Action No.	<u>Case Style</u>
2:16-cv-11367	Kathleen Ream v. Ethicon, Inc.; Johnson & Johnson
2:16-cv-11386	Wilma McGathey v. Ethicon, Inc.; Johnson & Johnson
2:16-cv-11476	Janet Leas v. Ethicon, Inc.; Johnson & Johnson
2:16-cv-11515	Ceceilia Shannon v. Ethicon Inc.; Johnson & Johnson
2:16-cv-11931	Tari Bramlett v. Ethicon, Inc.; Johnson & Johnson
2:16-cv-12666	Eugenie Carrington v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-00543	Brenda Hixson v. Ethicon, Inc.; Johnson & Johnson

## EXHIBIT B (Fears Nachawati)

Civil Action No.	<u>Case Style</u>
2:16-cv-03576	Melinda Novelli v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-01988	Janice Blessing-Prosser and Rickey Prosser v. Ethicon, Inc.; Johnson &
	Johnson

# EXHIBIT C (Flint Law Firm)

Civil Action No.	<u>Case Style</u>
2:16-cv-09243	Peggy Wipperman and Carl Wipperman v. Ethicon Inc.; Johnson & Johnson

### EXHIBIT D (Johnson Becker)

Civil Action No.	<u>Case Style</u>
2:15-cv-15358	Rose Pitagna and Frank L. Pitagna v. Ethicon, Inc.; Johnson & Johnson

### EXHIBIT E (Kershaw Cutter & Ratinoff)

Civil Action No.	<u>Case Style</u>
2:16-cv-07228	Anna Baker and Gary Lee Baker v. Ethicon, Inc.; Johnson & Johnson
2:16-cv-07231	Esther Lou Carpenter and Clayon Clair Carpenter v. Ethicon, Inc.; Johnson &
	Johnson
2:17-cv-01377	Bobbie Jolly and Orville Jolly v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02022	Stormie Mitchell and Archie Mitchell v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02116	Angela Amos and Michael Amos v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02117	Patricia Bartleson and Stanley Bartleson v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02118	Jean Brace v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02119	Tracy Burlage and Todd Burlage v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02120	Sylvie Carlson and Joseph Carlson v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02122	Mary Cartwright and David Cartwright, Sr. v. Ethicon, Inc.; Johnson &
	Johnson
2:17-cv-02132	Elizabeth Castleberry and Joseph Castleberry v. Ethicon, Inc.; Johnson &
	Johnson
2:17-cv-02133	Kelli Doucette and Richard Doucette v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02134	June Echols and Elton Echols v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02136	Linda Frascht and Robert Frascht v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02137	Kathryn Glaze v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02138	Elizabeth Gonzalez-Dolginko and Daniel Dolginko v. Ethicon, Inc.; Johnson
	& Johnson
2:17-cv-02140	Deborah Hughes v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02162	Wanda Lee and John Thomas Lee v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02164	Marilyn McLean v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02168	Lesli Messinger and Nathan Messinger v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02169	Susan Nichols v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02173	Mavis Marcell Pressgrove and Therrell Pressgrove v. Ethicon, Inc.; Johnson &
	Johnson
2:17-cv-02177	Kathy Pritchard and Joe Ned Pritchard v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02179	Shirley Roberts and Carl Roberts v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02181	Andrea Schoenherr v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02182	Twyla Schrodemier v. Ethicon, Inc.; Johnson & Johnson
2:17-cv-02185	Dejon Stewart v. Ethicon Inc.; Johnson & Johnson

## EXHIBIT F (Lockridge Grindal Nauen)

Civil Action No.	<u>Case Style</u>
2:15-cv-05352	Doris Singer and Gary Singer v. Ethicon Inc.; Johnson & Johnson

# EXHIBIT G (Oliver Law Group)

Civil Action No.	<u>Case Style</u>
2:17-cv-04172	Miriam Engstrom v. Ethicon, Inc.; Johnson & Johnson

### EXHIBIT H (The Simon Law Firm)

Civil Action No.	<u>Case Style</u>
2:17-cv-04154	Jessica Cadell v. Ethicon, Inc.; Johnson & Johnson

## EXHIBIT I (Waters & Kraus)

Civil Action No.	<u>Case Style</u>
2:13-cv-12635	Carla R. Theisen v. Ethicon Inc.; Johnson & Johnson
2:13-cv-12954	Irma Townson v. Ethicon Inc.; Johnson & Johnson
2:13-cv-26198	Diann Repka and Ken Repka v. Ethicon, Inc.; Johnson & Johnson;
	Ethicon, LLC
2:14-cv-09375	Jodi L. Walsh v. Ethicon Inc.; Ethicon, LLC; Johnson & Johnson
2:14-cv-17889	Marianne L. Siegrist and Stephen Siegrist v. Ethicon Inc.; Johnson &
	Johnson
2:18-cv-01012	Kimberly Jacobs and Dave Jacobs v. Ethicon, Inc.; Johnson & Johnson

## EXHIBIT J (Wexler Wallace)

Civil Action No.	Case Style
2:18-cv-00278	Kathy J. Romstadt and Michael Romstadt v. Ethicon, Inc.; Johnson &
	Johnson
2:18-cv-00377	Maria Palomar and Antonio Palomar v. Ethicon, Inc.